IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE SIDE

APPEAL FROM ORDER NO. 532 OF 1997

Office Notes, Office Memoranda of of Coram, appearances, Court's orders and Registrar's orders : Court's or Judge's orders

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Shri K.K. Tated for the appellants.

Shri Niranjan Shimpi holding for P.K. Dhakephalkar for the respondents.

CORAM: P.V. KAKADE, J.

DATED: 30TH SEPT., 2004

P.C.:

1. Heard learned counsel for both parties. Perused the record.

2. Rule. Rule made returnable forthwith.

3. After hearing both parties for some time, it was suggested that instead of adjudicating the appeal at this stage finally, it would be just and proper to direct the lower Court to adjudicate the entire suit on merits within time bound programme, especially when the appeal is pending for more than seven years. Therefore, in view of the facts and circumstances, it is hereby directed that the learned Trial Judge shall expedite the hearing of Civil Suit No. 376 of 1996 and shall complete the hearing within a period of

six months after giving opportunity to both sides to lead their evidence, if any.

Pending the suit, status-quo order in respect of shops issued earlier by this Court in civil application shall remain continue.

With these directions, the appeal stands disposed of with no order as to costs.

Consequently, the C.A. also stands disposed of.

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